THE HON'BLE MS JUSTICE G. ROHINI

W.P.No.22163 of 2000

Dated: 28.09.2007

Between:

Mallabattula Gangamma.

..Petitioner

and

The District Collector, West Godavari District, Eluru and another.

..Respondents.

THE HON'BLE MS JUSTICE G. ROHINI

W.P.No.22163 of 2000

ORDER:

The petitioner herein claims to be in possession and enjoyment of different extents of land in R.S.No.29/2, R.S.No.71/1 and R.S.No.57/2 situated at Seetaramanagaram village, Buttaigudem Mandal, West Godavari District, which is notified as scheduled area. It is stated that the father of the petitioner had purchased the said land under a registered sale deed from a non-tribal, and therefore, the sale was not prohibited under the provisions of the A.P.S.A.L.T. Regulation 1 of 1959. It is alleged that while she was cultivating the lands in question as a rightful owner, the second respondent-Mandal Revenue Officer, without being any justifiable reason, attempted to interfere with the possession of the petitioner. Aggrieved by the said action, this writ petition is filed.

This Court, while directing rule nisi, ordered that the respondents shall not evict the petitioner from the schedule land. The said order continued to be in operation all through and no counter affidavit has been filed by any of the respondents so far.

Having regard to the facts and circumstances and in the absence of any counter-affidavit, I deem it appropriate to dispose of the writ petition with a direction to the respondents not to

interfere with the possession of the petitioner in any manner, whatsoever, without following due process of law.

The Writ Petition is accordingly disposed of. No costs.

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G. ROHINI, J

Dated: 28.09.2007

sj